



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

November 5, 2008

RQ-2

Mr. Brian L. Wolff, Treasurer
Democratic Congressional Campaign Committee
430 South Capitol Street, SE
2nd Floor
Washington, DC 20003

Response Due Date:
December 8, 2008

Identification Number: C00000935

Reference: September Monthly Report (8/1/08-8/31/08)

Dear Treasurer:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. This notice requests information essential to full public disclosure of your federal election campaign finances. **Failure to adequately respond by the response date noted above could result in an audit or enforcement action.** Additional information is needed for the following 9 items:

1. Schedule A of your report discloses earmarked contributions totaling \$220,495.94, with no corresponding entries on Schedule B. Pursuant to 11 CFR §110.6(c)(1)(v), all earmarked contributions that have passed through a conduit's account must be itemized on the receipt (Schedule A) and disbursement (Schedule B) schedules, regardless of amount. All earmarked contributions that have been forwarded in the form of the contributor's check or written instrument must be itemized as memo entries on the receipt (Schedule A) and disbursement (Schedule B) schedules, regardless of the amount. Please amend your report to clarify these discrepancies.
2. Schedule B of your report discloses earmarked contributions totaling \$5,940.00, with no corresponding entries on Schedule A. Pursuant to 11 CFR §110.6(c), all earmarked contributions, that have passed through a conduit's account, must be itemized on the receipt (Schedule A) and disbursement (Schedule B) schedules, regardless of the amount. All earmarked contributions that have been forwarded in the form of the contributor's check or written instrument must be itemized as memo entries on the receipt (Schedule A) and disbursement (Schedule B) schedules, regardless of amount. Please identify the original contributors for the earmarked contributions disclosed on Schedule B.

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3. Schedule A of your report (see attached) discloses one or more contributions which appear to exceed the limits set forth in the Act. 2 U.S.C. §441a(f) and 11 CFR §110.2(c) prohibit a political committee which is established and maintained by a national political party, and any affiliated committees, from accepting contributions in excess of \$15,000 in a calendar year from a multicandidate political committee.

If any apparently excessive contribution in question was incompletely or incorrectly disclosed, you should amend your original report with clarifying information. If any contribution you received exceeds the limits, you must refund the excessive amount.

Please inform the Commission of your corrective action immediately in writing and provide a photocopy of your check for any refund. In addition, refunds should be disclosed on Schedule B supporting Line 28 of the report covering the period during which the transaction was made.

Although the Commission may take further legal action regarding the acceptance of an excessive contribution(s), your prompt refund of the excessive amount will be taken into consideration.

4. Schedule A supporting Line 15 of your report discloses an offset to an operating expenditure(s) totaling \$4,229.46 from "Childers for Congress," "Vertis Communications Attn: Doug Cox" and "Bernal, Dan"; however, your report(s) does not appear to disclose a disbursement to this entity. Please provide clarifying information regarding this activity and amend your report(s) if necessary.

5. Please clarify all expenditures made for "Catering" and "Events/Meetings" on Schedule B. If a portion or all of these expenditures were made on behalf of specifically identified federal candidates, this amount should be disclosed on Schedules B, E or F supporting Lines 23, 24 or 25 and include the amount, name, address and office sought by each candidate. 11 CFR §§104.3(b) and 106.1

6. Itemized disbursements must include a brief statement or description of why the disbursements were made. Please amend Schedule B supporting Line(s) 21(b) of your report to clarify the following description(s): "Consulting Services." For further guidance regarding acceptable purposes of disbursements, please refer to 11 CFR §104.3(b)(3).

7. Schedule B of your report discloses a reimbursement(s) to an individual(s) for apparent travel and subsistence advances in which the total amount reimbursed exceeds \$500. When the reimbursement amount to

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staff for travel and subsistence advances exceeds \$500, the payments by committee staff that make up the reimbursement may have to be itemized. For example, if the related payment(s) to any one vendor by the staff aggregates in excess of \$200 for the calendar year, the payment(s) must be itemized as a memo entry for that reimbursement. Each memo entry must include the complete name and address of the original vendor, as well as the date, amount and an adequate purpose. Please amend your report to include the missing information and clearly identify on the Schedule B, which reimbursement each memo entry relates to. If itemization is not necessary for a particular reimbursement to staff in excess of \$500, you must clarify this in an amendment to this report. 11 CFR §104.9 and Advisory Opinion 1996-20, footnote 3

8. Schedule E supporting Line 24 of your report discloses independent expenditures made in support or opposition of federal candidates in the following House districts: Illinois 14, New Jersey 03, New Mexico 01 and Virginia 11. Further, your report indicates that transactions related to these House elections were disclosed on 48 hour notices. However, it appears that these transactions were not included on the aforementioned 48 hour notices. Please amend your report to provide clarifying information regarding this activity.

9. The limitation on making coordinated party expenditures on behalf of a **House** candidate in the State of Pennsylvania for the **2008** general election is **\$42,100**. Your reports, however, disclose coordinated party expenditures made on behalf of Paul Kanjorski totaling **\$44,600.00**, which appear to exceed the limitations under 2 U.S.C. §441a(d) (see attached).

If any apparently excessive expenditure in question was incompletely or incorrectly disclosed, you should amend your original report with clarifying information.

If you have made an excessive coordinated party expenditure, you must notify the candidate and request a refund of the amount in excess of the limitation.

Please inform the Commission of your corrective action immediately in writing and provide a photocopy of the refund request sent to the candidate. In addition, any refunds should be disclosed on Schedule A supporting Line 16 of the report covering the period during which they are received.

Although the Commission may take further legal action concerning the excessive coordinated party expenditures, prompt action in obtaining a refund will be taken into consideration.

DEMOCRATIC CONGRESSIONAL CAMPAIGN COMMITTEE

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Excessive Contribution from a Committee

Contributor Name	Date	Amount	Report
Rite Aid PAC	7/31/08	\$250	August Monthly
Rite Aid PAC	8/29/08	\$15,000	September Monthly

Excessive Coordinated Expenditure

Recipient Name	Date	Amount	Election	Report
Paul Kanjorski	3/6/08	\$26,000	G 2008	April Monthly
Paul Kanjorski	8/12/08	\$18,600	G 2008	September Monthly

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Please note, you will not receive an additional notice from the Commission on this matter. Adequate responses must be received by the Commission on or before the due date noted above to be taken into consideration in determining whether audit action will be initiated. Failure to comply with the provisions of the Act may also result in an enforcement action against the committee. Any response submitted by your committee will be placed on the public record and will be considered by the Commission prior to taking enforcement action. Requests for extensions of time in which to respond will not be considered.

Electronic filers must file amendments (to include statements, designations and reports) in an electronic format and must submit an amended report in its entirety, rather than just those portions of the report that are being amended. If you should have any questions regarding this matter or wish to verify the adequacy of your response, please contact me on our toll-free number (800) 424-9530 (at the prompt press 5 to reach the Reports Analysis Division) or my local number (202) 694-1136.

Sincerely,

Hebbie Chacona

For: Jodi Winship

Senior Campaign Finance Analyst
Reports Analysis Division

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